PATENT

Attorney Docket: 046969-5313

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicat	tion of:)					
Hideki KOBA	AYASHI)	Confirmation No.: 630	6			
Application N	No.: 10/701,080)	Group Art Unit: 2627	,			
Filed: Nover	mber 5, 2003)	Examiner: Gautam Pate	el			
APPAR	MATION RECORDING/REPRODUCING ATUS AND INFORMATION DUCING METHOD (As Amended)))					
	nd Trademark Office indow, Mail Stop AF						
Sir:							
NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES							
Applicants hereby appeal to the Board of Patent Appeals and Interferences from							
he decision o	f the Examiner dated July 17, 2007, finally r	eject	ing claims 1, 4, 7-8 and				
11. Applican	1. Applicants also submit herewith a Request for Pre-Appeal Brief Conference.						
1. <u>Extens</u>	sion of Time						
-	ceedings herein are for a patent application and the provisions of 37 1.136(a) apply.						
	Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.						
	extension of time.		8/2008 MBELETE1 00000066 107	91089			
		02 F	C:1401 C:1253	510.00 OP 1050.00 OP			

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		Applicant requests an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:				
		Total Months	Fee for	[Fee for Small		
		Requested	Extension	Entity]		
		one month	\$ 120.00	\$ 60.00		
		two months	\$ 460.00	\$ 230.00		
		three months	\$ 1,050.00	\$ 525.00		
		four months	\$ 1,640.00	\$ 820.00		
		Extension of time fee due with this request: \$1,050.00				
		If an additional extension of time is required, please consider this a Petition therefor.				
				•		
2.	Notice	ce of Appeal Fee – 37 C.F.R. § 41.20(b)(1)				
enclos	⊠ sed.	The fee in the amount of \$510.00 to cover the Notice of Appeal fee is				
		The Commissioner is authorized to charge the Notice of Appeal fee of \$255.00 to Deposit Account No. 50-0573.				
3.	Fee Pa	<u>ayment</u>				
	\boxtimes	Enclosed is a check in the amount of \$510.00 for the notice of appeal fee.				
		The Commissioner is authorized to charge Deposit Account No. 50-0573 in the amount of for the Notice of Appeal fee.				

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4. <u>Constructive Petition</u>

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

By:

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Dated: January 17, 2008

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